

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James R. Jacob *et al.*

Serial No.: 10/006,524

Filed: December 3, 2001

Title: Animal Model For Flaviviridae Infection

Assistant Commissioner for Patents
Washington, DC 20231

Declaration Under 37 C.F.R. 1.131

We, James R. Jacob, Edward J. Dubovi and Bud C. Tennant, the inventors, declare that the invention of U.S. Patent Application No. 10/006,524 was conceived prior to April 9, 2000, the date of the following publications: Jacob, J.R. *et al.* *Antiviral Therapy*, (2000) Vol 5 Suppl. 1: Page 50; Jacob, J.R. *et al.* *Antiviral Therapy*, (2000) Vol 5 Suppl. 1: Page C87.

James R. Jacob

February 28, 2003

Edward J. Dubovi

February 28, 2003

Bud C. Tennant

February 28, 2003

** TOTAL PAGE.02 **

** TOTAL PAGE.03 **

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Transmittal of Declaration Under 37 C.F.R. 1.131

Pursuant to the 37 CFR § 1.131, Applicants have executed a declaration swearing behind the date of the following publications: Jacob, J.R. *et al.* *Antiviral Therapy*, (2000) Vol 5 Suppl. 1: Page 50; Jacob, J.R. *et al.* *Antiviral Therapy*, (2000) Vol 5 Suppl. 1: Page C87.

Although the Applicants do not believe a fees to be due, if the Examiner determines a fee is required, the Commissioner is authorized to charge any requisite fees associated with this paper to Deposit Account No. 11-0980.

Respectfully submitted,

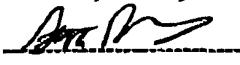


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Certificate of Facsimile

The undersigned certifies that this Declaration Under 37 CFR 1.131 [included herein: Transmittal of Declaration under 37 CFR 1.131; Declaration Under 37 CFR 1.131: 1 page; Fax Transmittal Form: 1 page] was sent via facsimile from the facsimile number(404-572-5145) to Mary Mosher on 28 February 2003 at 703-305-7401.



Stephanie D. Adams
Agent for the Applicant